PRESERVED

App. F. IX-4

1943. (Regis)

File No. 44-42

Previous References

Serial Nos. 1

Later References.

A manuscript 42

GENERAL AND REVENUE SECRETARIAT

Serial Nos.

Part B for

SUBJECT

The Registration of Firearms Act (Extendi
Act 1943

To The compiler, Mysore Gazette
No RL 727 - Legis 44-42-1 dated 16-1-1943
directs the publication of the Act
as Act No III of 1943

73/N

Registration of Foreigners Act — Amendment.

General and Revenue Secretariat | P.P. File No. of 1942. | [App. F. III-2

Serial No.

Letter No C.J. 61—(a)(1) 930-6-42 from the Residency forwarding a copy of the Registration of Foreigners Act, ordi 1942 and a copy of the Govt of India Home Dept Notn No 9/64/41/Pol(E) dt 6-6-42 for information and necessa action

The Govt of India have promulg an ordinance amending the Registration of Foreigners Act, 1939 in order to apply the said Act to certain persons to whom that Act does not at present apply. They have also issued a not amending making certain amendments to Declarations 2 and 3. It is necess -ry to amend our Act also on the lines. Amendments to the Decla rations will have to be issued as after our Act is amended.

2 It is for orders whether the Registration of Foreigners Act may be amended on these lines.

3 Submitted with reference.

14/7 4. A Bill and the draft of a notification amending the Declarations is submitted for consideration

5 The Bill will have to be passed as an emergency Act under Section 31 of Govt of Mysore Act.

Received complete with references on 16/7 16/7

NOTE—Contn. Sheet.

Registration of foreigners Act

File No. of 194 . | General and Revenue Secretariat

Serial No.

CUL 17 ...
Ex 635

6 Under the original enactment which defined foreigners in terms of British domicile, a subject of any State in ~~times~~ Europe who later acquired a British domicile and nationality would not be a foreigner for purposes of registration under the amendment proposed, place of birth is made the criterion for classifying a person as a foreigner. Accordingly persons born in Europe though they might later have acquired a British Domicile would still be ranked as foreigners. This appears to be the purpose of the amendment Chinese, Japanese and Thai subjects are specifically stated to fall in the category of foreigners

MRV 16/7

DE... OFFICE
22 JUL 1942
NO 748

Law Secy)

7 May be approved

Cus 17-7-42

Minister for Law

MRV 17/7

Y Br

18/7

Cus for 7 42

MRV 20/7

SECY. LAW DEPT. 637 16 JULY 1942 GOVT OF MYSORE

Mi Bhop 20/7/42

9 The file may now be sent to the Legislative Section for further action

M 20/7/42

10 This is a council matter and may perhaps be disposed of by circulation

MRV 20/7

SECY. LAW DEPT. 251 20 JULY 1942 GOVT OF MYSORE

Law Secy)

11 Minister Cus 20-7-42

MRV 20/7

MRV 21/7/42

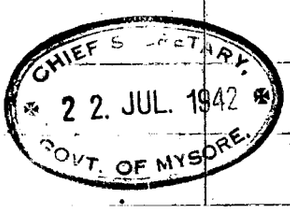
Cus 22-7-42

Registration of Foreigners (Extending) Act

3 2

General and Revenue Secretariat | File No. | of 194 | [App. F. III—2

Serial No.



Submitted with a circulation memo

Re 3/7/42

Sym

Ans 22-7-42

Sym

Ans 22/7

WD 04155—GPB—55,000—28-10-41

For Disposal by Circulation. **No. C. 97**

.....of 1942-43

GENERAL AND REVENUE SECRETARIAT

Council Matter.

Subject

Registration of Foreigners Act.

Circulated to the Council of Ministers.

By Order.

M. S. [illegible] 23/7

.....23rd July.....194 2. *Chief Secretary to Government.*

Minister for Finance and Revenue. KA 24.7.42

Minister for Law. (Law,

Minister for Education. 24.7.42

Minister for Local Self-Government and Public Health. 26.7.42

WD 06346—GPB—500—24-3-42

Law Secy copies

28/7 28 JULY 28/7

Registration of Foreigners Act - Amendment.

32—

General and Revenue Secretariat | File No. | of 194 | [App. F. III—2

Serial No.

Draft Final Note Submitted for approval.

SMR 30/7

JMRV 30/7

(Law Secy.)

OFFICE OF THE MINISTER FOR LAW
JUL 30 1942
No. 1052

D.F. M. Indian Desk

Signed Final Note placed in the file. [illegible] 31.7.42.

Cus 30.7.42

Minister for Law

Ans 30/7

JUL 1942
1163

S.M. is submitted

Cus 31-7-42

Dewan

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

Final Note by the Minister for Law.

Subject.–

Amendments to the Registration of Foreigners Act.

In their letter of the 30th June 1942, the Residency have forwarded for necessary action an Ordinance promulgated in British India amending the Registration of Foreigners Act, 1939, with a view to making the said Act applicable to certain persons to whom that Act does not at present apply. The object of the Act is to declare a foreigner by birth as a foreigner, even though he might have subsequently acquired British domicile.

As the Mysore Registration of Foreigners Act is similar to the British Indian enactment, it is proposed to amend it on the lines of the Ordinance issued in British India. Accordingly a draft Bill of the proposed amendments is submitted for approval for being promulgated in Mysore.

The Dewan and the other Ministers of Council have agreed to the proposal.

I solicit the gracious sanction of His Highness for the promulgation of the Bill as an emergent Act.

Bangalore,
31st July 1942.

MINISTER FOR LAW.

Submitted to His Highness.

I submit herewith a Final Note by the Minister for Law on the subject of the amendments to the Registration of Foreigners Act for His Highness's gracious sanction.

N. Madhava Rau

Dewan.

Camp Mysore.
2nd Aug 42.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Amendments to the Registration of Foreigners Act.

Order.

3/8/'42

NO 130

32

C-17.

General and Revenue

Secretariat.

SUBJECT:—

Amendments to the Registration of Foreigners Act.

14. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

16. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

17. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Council of Ministers for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 14, 16 and 17 of the Subsidiary Rules for the conduct of business of Council in the Mysore Government Business Rules.) (*)

Chief Secretary to Government.

Through the Secretary to Government,

...Law.....Department. 8-8-42

Minister for Finance and Revenue. (On leave)

Minister for Law. 7/8

740 8/8 Minister for Education. 8-8-42

1412 10/8 Minister for Local Self-Govt. and Public Health. 10.8.42

Law Secy wfes.

NOTE.—Contn. sheet

WD 06360—GPB—500—23-3-42

4/8 12-8-42

32/P

Registration of Foreigners Act Amendment

General and Revenue Secretariat

File No. 69 RL of 194

[App. F. III—2

Serial No.	
	The file may, if approved, be sent to the Legislation Section for taking further action.
	SM 12/8 yes MP 8/8/42
	Legis Section)
	The gracious assent of His Highness the Maharaja was accorded on the third day of Aug 1942 to promulgate the Bill into law.
	A draft G.O. directing publication as Act No XXXVI of 1942 is submitted for approval. It is for orders whether it may be issued in a Supplementary issue of the Gazette Today
	W. 13-8-42
	BKR 13-8-42
	Legis Secy)
	Ans 13-8-42
	BKR 13-8-42
	Issued No RL 178 Legis 16-42-1 dated 13-8-42 to the Compiler Mysore Gazette directing publication of the Emergency Act in a Supplementary issue of the Gazette dated Today.
	The file will be returned to the protection

OFFICE OF THE SECRETARY MYSORE LEGISLATIVE ASSEMBLY LEGISLATIVE COUNCIL 13 AUG 1942

XXX BKR 13-8-42

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

Registration of Foreigners Act (Extending) (Emergency) Act, 1942

1013/42 P

File No.	93/42 of 194	General and Revenue Secretariat

Serial No.

Branch for taking further action

Submitted for perusal before returning the file to the Protection Branch.

14-8-42 BVN 14/8

Asst Secy (Prohibition WC)

BKR 14.8.42 HKV 14/8

Whether the draft of the Notification amending the Declaration may now issue, is for orders.

SDO 20/8.

The draft notification will if approved be issued.

HKV 20/8

Law Secy)

SECY. LAW DEPT. 20 AUG 1942 GOVT OF MYSORE

20-8 BVN HKV 20/8

To the Compiler, Mysore Gazette

No. P 1346 PP 25-42-2 dt 28.8.42

Notifies certain amendments in the Declaration published.

Please prepare a Bill and a Statement of Principles for the R.A.

SDO 8/9/42

A draft Bill and a draft Statement of principles are submitted herewith for approval and the Bill are the Statement of Principles for approval

21 9/9/42 BVN 9/9.

SDO 10.9.42

Secy Home)

BKR .42

Law Secy)

Hence (illegible)

A copy of the Registration of Foreigners Act, 1939 (Central Act) is put up herewith.

21 14/9

SECY. LAW DEPT. 14 SEP 1942 GOVT OF MYSORE

The Registration of Foreigners Act (Extending) Bill

General and Revenue Secretariat | File No. 73/R of 194 | [App. F. III—2

Serial No.

OFFICE OF THE MINISTER FOR LAW
SEP 11 1942
No. 2286

May be approved

Cus 10-9-42

Minister for Law

BXR 11.9.42

Asst 11/9

Cus 11-9-42

PW 2.V

BXR 11.9.42

Asst 11.9.42

~~Asst~~

The Registration of Foreigners Act (Extending Bill was placed before the R.A. on the 14th October and approved by the House. Submitted for orders whether this Bill may be published under orders of the Dewan under rule 36 of the Legislation Rules.

The Statement of principles will be adopted as the Statement of Objects and Reasons.

Permission is solicited

PW. 21-10-42

BXR 21/10 for publishing this Bill under orders of the Dewan under rule 36, the St. of principles being adopted as the St. of Objects & Reasons (as the Bill is a short one).

Secy. Law Dept. 4[illegible] 2 Govt of Mysore

Asst for Secy (Law) 3.11.42

BXR 3.11.42

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

Registration of Foreigners Act (Extending) Bill

73/N.

File No. of 194

General and Revenue Secretariat.

Serial No. 3592

May be published

Cus
5 11 42

Dewan

POKR
5-11-42

Mec
8/11/42

Cus
10-11-42

POKR
10.11.42

Issue
10.11.42

M.V.T.V.
10.11.42

Sub with a draft Notification for approval

W
11/11/42

Issue
11.11.42

The compiler, Ry Gazette

Issued No R.L. 55 q- Legis 16-42-3 dated 1st Nov 1942 — Directs the publication of the Bill in the Gazette under rule 36 of the Ry Legislative Rules

This is a very short Bill and need not have to go before a Select Committee

The following motions are suggested for the Le in the name of the Minister for Law.

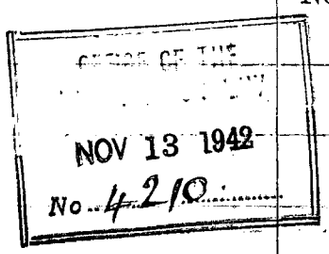
1. to introduce the Bill
2. to move that the Bill be taken into

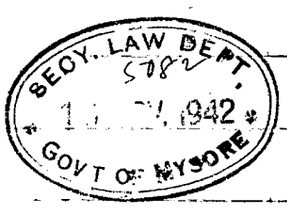
Registration Foreigners (Extending) Bill

73/M.

General and Revenue Secretariat | File No. | of 194 | [App. F. III—2

Serial No.





Consideration by the Council at once (without reference to a Select Committee).

3. I move that the Bill be passed.

Secy (Law) 1-12-11-42

BKR 13-11-42

Law Secy

Chief Sec 13-11-42

BKR 13-11-42

13/11

Chief Sec 13-11-42

BKR 13-11-42

Mr. T.V. 14-11-42

Bill passed

Chief Sec 7-12-42

BKR 7-12-42

Mr. TV

Supd

The Bill was passed by the L.C. during its Recent Session. A copy of the Bill as passed has been signed by the President and is submitted herewith.

A Typed copy of D.F.N. is put up

A & F.N is put up for consideration

2V 22-12-42

2V 26/12/42 26/12

NOTE—Contn. Sheet.

WD 04155—GPB—55,000—23-10-41

Final Note by the Minister for Law

Subject.— Promulgation of the Registration of Foreigners Act (Extending) Bill.

On the 3rd August 1942, His Highness was graciously pleased to accord sanction to promulgate the Registration of Foreigners Act (Extending Act) as an Emergency measure. As the continuance of its provisions after the expiry of the normal life of an Emergency Act was considered necessary, a Bill was placed before the Representative Assembly in October 1942, and was approved by it. The Bill was thereafter introduced in the Legislative Council at its recent session in December 1942 and was passed by it

A copy of the Bill, as passed by the Council and signed by the President in accordance with the Standing Order 44 of the Mysore Legislative Council Standing Orders, is submitted herewith.

I solicit the gracious sanction of His Highness to promulgate the Bill into Law.

BANGALORE,
Dated 3rd January 1943.

2-1-43
MINISTER FOR LAW.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation into law of the Registration of Foreigners Act (Extending) Bill.

Order.

6/1/43.

No. 473

General and Revenue

Secretariat.

C 616

SUBJECT :—

Promulgation into law of the Registration of Foreigners Act (Extending) Bill.

14. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Ministers for perusal after the issue of orders.

16. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after, to the Chief Secretary for circulation to the Ministers.

17. In all other cases, the files will first be circulated to the Ministers at Headquarters and then sent to the Secretariat concerned for the issue of orders

Circulated to Council of Ministers for perusal of His Highness' orders before/after issue of orders. (*Vide* Rules 14, 16 and 17 of the Subsidiary Rules of the Mysore Government Business Rules.) (*)

Chief Secretary to Government.

Through the Secretary to Government,

.....L..a..W....Department.

7-1-43

5450 / 8.1.43 Minister for Finance and Revenue. 9.1.43

5995 / 8.1 Minister for Law. 8/1

3322 / 9.1 Minister for Education. 10.1.43

5325 / 12.1.43 Minister for Local Self-Govt. and Public Health. 12.1.43.

Law Ly

LEGISLATIVE COUNCIL

NOTE.—Contn. sheet

WD 0718—GPB—1,000—11-9-42

15-1-43

15.1.43 15.1.43

The Registration of Foreigners Act (Extending) Act, 1943

General and Revenue Secretariat
R. A. & L. C.

File No. 73/RL of 194

[App. F. III–2

Serial No.

The gracious assent of His Highness the Maharaja was accorded on 6-1-43 to promulgate the Bill into law.

Draft G.O directing publication of the Act as Act No III of 1943 is submitted for approval

16-1-43 May be approved

BVN 16/1

BXR 16.1.43

Law Secy

Secy. Law Dept. 1943

Govt of Mysore

Ans 16-1-43

Issue

BXR 16.1.43

To

The compiler, Mysore gazette

Order No RL 727 Legis 4-4-42-1 dated 16-1-43

Directs publication of the Act in part IV of the gazette

The Act has been published in part IV of the Mysore gazette dated 21-1-43.

NOTE—Contn. Sheet

The reply to this communication should be addressed to Secretary to the Resident Mysore, Bangalore, by designation and not by name.

32-842

13/W

NO. CF. 61-40(1)

Legislation-1

PP. 25-42-1

FROM.

THE SECRETARY

TO THE HON'BLE THE RESIDENT IN MYSORE.

2 JUL 1942

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

Dated Bangalore, the 30th June *1942*

Sub:- Registration of Foreigners Act (Extending) Ordinance, 1942.

SIR,

I am directed to forward for information and necessary action, so far as the Mysore State is concerned, a copy of the Registration of Foreigners Act (Extending) Ordinance, 1942.

2. A copy of the Government of India, Home Department Notification No.9/64/41-Political(E), dated the 6th June 1942, is also enclosed.

I have the honour to be,
Sir,
Your most obedient servant,

*with 2 s.c.

This may be sent to the Private Secretary to His Highness the Maharaja for information.

for SECRETARY TO THE RESIDENT.

ORDINANCE No.XVI of 1942.

AN

ORDINANCE 1940

to apply the Registration of Foreigner Act, 1939 to certain persons to whom that Act does not at present apply.

WHEREAS an emergency has arisen which makes it necessary to apply the Registration of Foreigners Act, 1939, to certain persons to whom that Act does not at present apply; (XVI of 1939.) 1940

NOW, THEREFORE, in exercise of the powers conferred by section 72 of the Government of India Act as set out in the Ninth Schedule to the Government of India Act, 1935, (26 Geo. 5, c. 2) the Governor General is pleased to make and promulgate the following Ordinance:-

1. (1) This Ordinance may be called the Registration of Foreigners Act (Extending) Ordinance, 1942. (Short title

(2) It extends to the whole of British India. (extent and

(3) It shall come into force at once. (commencement.

2. The provisions of the Registration of Foreigners Act, 1939, and of the rules and orders made thereunder shall apply to and in relation to any person who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreigners as defined for the purposes of that Act. (XVI of 1939) (Application of Act XVI of 1939 to certain persons.

Linlithgow.

Viceroy and Governor General.

Legis 28-4-2-3

No.9/64/41-Political(E).
Government of India,
Home Department.

New Delhi the 6th June 1942.

NOTIFICATION

In exercise of the power conferred by section 6 of the Registration of Foreigners Act, 1939 (XVI of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Declarations published with the notification of the Government of India in the Home Department, No.21/32/39-Political, dated the 21st June 1939, namely:-

In Declaration 2, and clause (b) of Declaration 3, of the said Declarations, after the words "His Majesty" and "protected person" respectively the words "other than a person who was at birth a subject of any State in Europe excluding His Majesty's Dominions in Europe or a Japanese, Chinese or Thai subject" shall be inserted.

Sd/- V. Shankar,

Deputy Secretary to the Government of India.

MPR-'42.

No.9/64/41-Political(E).
Government of India,
Home Department.

New Delhi the 6th June 1942.

NOTIFICATION

In exercise of the power conferred by section 6 of the Registration of Foreigners Act, 1939 (XVI of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Declarations published with the notification of the Government of India in the Home Department, No.21/32/39-Political, dated the 21st June 1939, namely:-

In Declaration 2, and clause (b) of Declaration 3, of the said Declarations, after the words "His Majesty" and "protected person" respectively the words "other than a person who was at birth a subject of any State in Europe excluding His Majesty's Dominions in Europe or a Japanese, Chinese or Thai subject" shall be inserted.

Sd/- V. Shankar,

Deputy Secretary to the Government of India.

MPR-'42.

No.9/64/41-Political(E).
Government of India,
Home Department.

New Delhi the 6th June 1942.

NOTIFICATION

In exercise of the power conferred by section 6 of the Registration of Foreigners Act, 1939 (XVI of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Declarations published with the notification of the Government of India in the Home Department, No.21/32/39-Political, dated the 21st June 1939. namely:-

In Declaration 2, and clause (b) of Declaration 3, of the said Declarations, after the words "His Majesty" and "protected person" respectively the words "other than a person who was at birth a subject of any State in Europe excluding His Majesty's Dominions in Europe or a Japanese, Chinese or Thai subject" shall be inserted.

Sd/- V. Shankar,

Deputy Secretary to the Government of India.

MPR-'42.

Legis 16-42-1

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Order No. RL 178 Legis 16-42-1 Dated, Bangalore, 13 - 8 - 1942

Ordered that the accompanying Registration of Foreigners Act (Extending)(Emergency) Act, 1942

which received the assent of His Highness the Maharaja, on the 3rd day of August 1942, be published as Act No. XXXVI of 1942, in the *Mysore Gazette*, for general information.

BKR 13-8-42

General Secretary to Government.
Law Department

To

The Compiler, *Mysore Gazette*, for publication in a Supplementary Issue dated 13-8-42 of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

Copy to the Translation Section.

Act No. ~~XXXII~~ of 1942.

(Received the assent of His Highness the Maharaja on the 3rd day of August, 1942)

An Act to apply the Registration of Foreigners Act, 1940 to certain persons to whom that Act does not at present apply.

WHEREAS an emergency has arisen which makes it necessary to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of section 31 of the Government of Mysore Act, 1940 (XVIII of 1940); ~~it is hereby enacted as follows:—~~ it is hereby enacted as follows:-

1. (1) This Act may be called the Registration of Foreigners (Emergency) Act (extending), 1942. (Short title, extent and commencement.)

(2) It extends to the whole of Mysore.

(3) It shall come into force at once.

2. The provisions of the Registration of Foreigners Act, 1940, and of the rules and orders made thereunder shall apply to and in relation to any person who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreigners as defined for the purposes of that Act. (Application of Act V of 1940 to certain persons.)

DEWAN.

16/8

Legis 16-42-2

P.P 25-42-2

NOTIFICATION.

No.P 1346. dated 28.8.42

In exercise of the power conferred by Section 6 of the Registration of Foreigners Act, 1940, (XV of 1940), the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the Declarations published with their Notification No.P.435-Legis.36-38-5 dated the 21st July 1939, ~~viz:-~~ namely :—

In Declaration 2, and clause (b) of Declaration 3, of the said Declarations, after the words "His Majesty" and "protected person" respectively the words "other than a person who was at birth a subject of any State in Europe excluding His Majesty's Dominions in Europe or a Japanese, Chinese or Thai subject" shall be inserted.

By Order,

20-8-42

Secretary to Government,
Law Department.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No.P.1346 pp 25-42-2 General and Revenue Secretariat.
Dated, Bangalore 28th August 1942.

NOTIFICATION.

In exercise of the power conferred by Section 6 of the Registration of Foreigners Act, 1940 (Act V of 1940), the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the Declarations published with their Notification No.P. 430-Legis.36-38-5 dated the 21st July 1939, namely:-

In Declaration2, and clause (b) of Declaration 3, of the said Declarations, after the words "His Majesty" and "protected person" respectively the words "other than a person who was at birth a subject of any State in Europe excluding His Majesty's Dominions in Europe or a Japanese, Chinese or Thai subject" shall be inserted.

By order,

M.N. Haradaraja Iyer
for Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette for publication.

knns.9

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No.P. 1346 pp 25-42-2

General and Revenue Secretariat.
Dated, Bangalore 28th August 1942.

NOTIFICATION

In exercise of the power conferred by Section 6 of the Registration of Foreigners Act, 1940 (Act V of 1940), the Government of His Highness the Maharaja are pleased to direct that the following further amendment shall be made in the Declarations published with their Notification No.P. 430-Legis.36-38-5 dated the 21st July 1939, namely:-

In Declaration2, and clause (b) of Declaration 3, of the said Declarations, after the words "His Majesty" and "protected person" respectively the words "other than a person who was at birth a subject of any State in Europe excluding His Majesty's Dominions in Europe or a Japanese, Chinese or Thai subject" shall be inserted.

By order,

M. K. Narasimhaiengar
for Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette for publication.

knns.9

NOTIFICATION.

Order No. P. 5334—*Legis.* 42-39-1, *dated Bangalore the 6th February* 1940.

Ordered that the accompanying Act to provide for the Registration of Foreigners in Mysore which received the assent of His Highness the Maharaja, on the 30th day of January 1940, be published as Act V of 1940, in the *Mysore Gazette* for general information.

C. SUBRAHMANYA AIYAR,
Secretary to Government,
Law Department.

ACT No. V OF 1940.

The Registration of Foreigners Act 1940.

An Act to provide for the Registration of Foreigners in Mysore.

(*Received the assent of His Highness the Maharaja, on the 30th day of January* 1940).

WHEREAS it is necessary to provide for the registration of foreigners entering, being present in, and departing from, Mysore;

It is hereby enacted as follows:—

1. (*1*) This Act may be called the Registration of Foreigners Act, 1940. Short title and extent.

(*2*) It extends to the whole of Mysore.

2. In this Act—

(*a*) the word "foreigner" shall denote a person who is not— Definitions.

(i) a subject of His Highness the Maharaja; or

(ii) a British subject domiciled in the United Kingdom; or

(iii) a British Indian subject; or

(iv) a ruler or subject of an Indian State: or

(v) a person duly appointed by a foreign government to exercise diplomatic functions; or

(vi) a consul or a vice-consul;

(*b*) "prescribed" means prescribed by rules made under this Act.

Power to make rules.

3. The Government may, by notification in the official Gazette, make rules with respect to foreigners for any or all of the following purposes, that is to say—

(*a*) for requiring any foreigner entering, or being present in, Mysore to report his presence to a prescribed authority within such time and in such manner and with such particulars as may be prescribed;

(*b*) for requiring any foreigner moving from one place to another place in Mysore to report, on arrival at such other place, his presence to a prescribed authority within such time and in such manner and with such particulars as may be prescribed;

(*c*) for requiring any foreigner who is about to leave Mysore to report the date of his intended departure and such other particulars as may be prescribed to such authority and within such period before departure as may be prescribed;

(*d*) for requiring any foreigner entering, being present in, or departing from, Mysore to produce, on demand by a prescribed authority, such proof of his identity as may be prescribed;

(*e*) for requiring any person having the management of any hotel, boarding-house, sarai or any other premises of like nature to report the name of any foreigner residing therein for whatever duration, to a prescribed authority within such time and in such manner and with such particulars as may be prescribed;

(*f*) for requiring any person having the management or control of any vessel or aircraft to furnish to a prescribed authority such information as may be prescribed regarding any foreigner entering, or intending to depart from, Mysore in such vessel or aircraft, and to furnish to such authority such assistance as

may be necessary or prescribed for giving effect to this Act;

(*g*) for providing for such other incidental or supplementary matters as may appear to the Government necessary or expedient for giving effect to this Act.

Burden of proof.

4. If any question arises with reference to this Act or any rule made thereunder, whether any person is or is not a foreigner, or is or is not a foreigner of a particular class or description, the onus of proving that such person is not a foreigner or is not a foreigner of such particular class or description, as the case may be, shall, notwithstanding anything contained in the Indian Evidence Act, 1872, as in force in Mysore, lie upon such person.

Penalties.

5. Any person who contravenes, or attempts to contravene, or fails to comply with, any provision of any rule made under this Act shall be punished, if a foreigner, with imprisonment for a term which may extend to one year or with fine which may extend to one thousand rupees or with both, or if not a foreigner, with fine which may extend to five hundred rupees.

Power to exempt from application of Act.

6. The Government may, by order, declare that any or all of the provisions of the rules made under this Act shall not apply, or shall apply only with such modifications or subject to such conditions as may be specified in the said order, to or in relation to any individual foreigner or any class or description of foreigner.

Protection to persons acting under this Act.

7. No suit, prosecution or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done under this Act.

Application of other laws not barred.

8. The provisions of this Act shall be in addition to, and not in derogation of, the provisions of any other law for the time being in force.

Saving

9. Any rules made, anything done and any action taken in exercise of any power conferred by or under the Registration of Foreigners (Emergency) Act, 1939 (Act No. IX of 1939), shall be deemed to have been made, done or taken in exercise of powers conferred by or under this Act as if this Act had commenced on the 30th day of June 1939.

MIRZA M. ISMAIL,

Dewan.

Price 0-0-6.

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THE REPRESENTATIVE ASSEMBLY

DASARA SESSION—OCTOBER 1942.

BILLS.

1. THE REGISTRATION OF FOREIGNERS ACT (Extending) BILL.

Statement of Principles.

The Registration of Foreigners Act, 1940, was passed on the lines of the corresponding British Indian Act and is complementary to that Act. It is intended to enable the collection of complete information as to the number and whereabouts of foreigners in India.

Recently, the operation of the British Indian Act has been extended by Ordinance XVI of 1942. By this extension, the provisions of the principal Act have been made applicable to certain persons, who were till now exempted under the terms of the definition of "foreigner". A similar enactment, therefore, became necessary in Mysore and, as the matter was urgent, an Emergency Act has been promulgated on the 3rd day of August 1942.

The present Bill seeks to put the extension permanently on the Statute Book.

THE REGISTRATION OF FOREIGNERS ACT (Extending) BILL.

A Bill to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply.

Whereas it is expedient to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply;

It is hereby enacted as follows:—

Short title, extent and commencement.

1. (i) This Act may be called the Registration of Foreigners (Extending) Act, 194 .

(ii) It extends to the whole of Mysore

(iii) It shall come into force at once.

Application of Act V of 1940 to certain persons.

2. The provisions of the Registration of Foreigners Act, 1940, and of the rules and orders made thereunder shall apply to and in relation to any person, who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreigners and defined for the purposes of that Act.

3. The Registration of Foreigners (Extending) (Emergency) Act, 1942, is hereby repealed.

REGISTRATION OF FOREIGNERS ACT (Extending) BILL.

A Bill to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does notat present apply.

WHEREAS it is expedient to apply the registration of Foreignors Act 1940, to certain persons to whom that Act does not at present apply;

It is hereby enacted as follows:-

SHORT TITLE, EXTENT & COMMENCE-MENT.

1. (1) This Act may be called the Registration of Foreignors Act (Extending) Act, 194

(2) It extends to the whole of Mysore.

(3) It shall come into force at once.

APPLICATION OF ACT V OF 1940 TO CERTAIN PERSONS.

2. The provisions of the Registration of Foreignors Act, 1940, and the rules and orders made thereunder shall apply to and in relation to any person, who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreignors and defined for the purposes of that Act.

3. The Registration of Foreigners (Extending) (Emergency) Act, 1942 is hereby repealed.

PR.

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GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSO...

RL 59 No. ..... Legn 16-42-3 General and Revenue Secretariat,

Dated Bangalore, 11/12/11 1942.

PP 25-42-3

NOTIFICATION.

Under the provisions of rule 38 of the Mysore Legislative Rules, 1941, the Dewan has been pleased to order the publication in the Gazette of the accompanying Rajpramukha Requirements Act (Extending) Bill together with the Statement of Objects and Reasons.

By Order,

Jr Secretary to Government,
Law Department

To

The Compiler, Mysore Gazette, for publication in Part IV of the Gazette and supply of 500 copies to the Secretariat.

Copy forwarded to the Translation Section

THE REPRESENTATIVE ASSEMBLY.

DASARA SESSION—OCTOBER 1942.

BILLS.

1. THE REGISTRATION OF FOREIGNERS ACT (Extending) BILL.

Statement of Objects and Reasons

~~Statement of Principles.~~

The Registration of Foreigners Act, 1940, was passed on the lines of the corresponding British Indian Act and is complementary to that Act. It is intended to enable the collection of complete information as to the number and whereabouts of foreigners in India.

Recently, the operation of the British Indian Act has been extended by Ordinance XVI of 1942. By this extension, the provisions of the principal Act have been made applicable to certain persons, who were till now exempted under the terms of the definition of "foreigner". A similar enactment, therefore, became necessary in Mysore and, as the matter was urgent, an Emergency Act has been promulgated on the 3rd day of August 1942.

The present Bill seeks to put the extension permanently on the Statute Book.

THE REGISTRATION OF FOREIGNERS ACT (Extending) BILL.

A Bill to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply.

Whereas it is expedient to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply;

It is hereby enacted as follows:—

Short title, extent and commencement.

1. (i) This Act may be called the Registration of Foreigners (Extending) Act, 194 .

(ii) It extends to the whole of Mysore.

(iii) It shall come into force at once.

Application of Act V of 1940 to certain persons.

2. The provisions of the Registration of Foreigners Act, 1940, and of the rules and orders made thereunder shall apply to and in relation to any person, who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreigners ~~and~~ as defined for the purposes of that Act.

as

3. The Registration of Foreigners (Extending) (Emergency) Act, 1942, is hereby repealed.

Repeal

THE REGISTRATION OF FOREIGNERS (Extending) BILL.

Sir,-- I beg to move that the Registration of Foreigners (Extending) Bill be taken into consideration by the Council.

Members are doubtless aware of the provisions of the Registration of Foreigners Act, 1940, to which the approval of ~~this~~ this ~~Chamber~~ House was accorded in January 1940. The requirements of getting registered and of reporting any movement from place to place which are imposed by that Act are limited ~~only~~ to foreigners as defined in the Act. This measure was passed on the lines of a similar British Indian Act so that information about foreigners may be on an all-India basis and be full and complete.

In April this year, an Ordinance has been promulgate in British India extending the provisions of the Registration of Foreigners Act to certain persons ~~who were not considered as foreigners so far~~ did not fall within the definition of Foreigner in the principal Act. In order to secure uniformity as hitherto ~~fore~~ and help in securing complete information, similar legislation became necessary in Mysore. As the matter was urgent, an Emergency Act was passed in August. The Emergency Act will expire after the end of six months ~~thereafter~~, but the need for its provisions will continue, ~~and so~~ Therefore the present Bill has been brought forward.

Under the original Act, one who is a British subject domiciled in the United Kingdom, or a British Indian subject by domicile, or a Mysore subject by domicile, does not come under the definition of 'Foreigner'. The object of the present Bill is to apply the provisions of that Act ~~even~~ to ~~such~~ all persons ~~who~~ ~~if~~ at birth ~~they~~ were subjects of any State in Europe excluding His Majesty's Dominions in Europe, or Japanese, Chinese or Thai subjects.

The principle of this Bill has been approved by the Representative Assembly in October last, and I am sure it will find acceptance in this Chamber also.

THE REGISTRATION OF FOREIGNERS ACT (Extending) BILL.

As passed by the Legislative Council.

A Bill to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply.

Whereas it is expedient to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply; It is hereby enacted as follows:—

Short title, extent and commencement.

1. (*i*) This Act may be called the Registration of Foreigners Act (Extending) Act, 194 .

(*ii*) It extends to the whole of Mysore.

(*iii*) It shall come into force at once.

Application of Act V of 1940 to certain persons

2. The provisions of the Registration of Foreigners Act, 1940, and of the rules and orders made thereunder shall apply to and in relation to any person, who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreigners as defined for the purposes of that Act.

Repeal.

3. The Registration of Foreigners Act (Extending) (Emergency) Act, 1942, is hereby repealed.

H H Chandrasekharaiya

16/12

PRESIDENT.
Legislative Council.

MKA
16.12.42

Office Copy

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Order No. Rl 727 Legis.44-42-1. Dated, Bangalore 16th January 1943.

Ordered that the accompanying REGISTRATION OF FOREIGNERS ACT (Extending) ACT, 1943 which received the assent of His Highness the Maharaja, on the 6th day of January 1943, be published as Act No. III of 1943, in the Mysore Gazette, for general information.

Secretary to Government,
Law Department.

To

The Compiler, Mysore Gazette, for publication in the Supplement of the Gazette, in English and Kannada and for supply of 5 copies in English and Kannada, as per standing orders.

(2) Copy to the Translation Section.

Cp/3

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
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BXR 16.1.43

16/1/43

~~General~~ Secretary to Government.
BUND Law Department

To

The Compiler, *Mysore Gazette*, for publication in Part IV of the Gazette, in English and Kannada and for supply of spare copies in English and Kannada, as per standing orders.

(2) Copy to the Translation Section

Act No. III of 1943

THE REGISTRATION OF FOREIGNERS (Extending) Act, 1943.

(Received the assent of His Highness the Maharaja on the sixth Day of January 1943)

An Act to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply.

Whereas it is expedient to apply the Registration of Foreigners Act, 1940, to certain persons to whom that Act does not at present apply;

It is hereby enacted as follows:-

Short title extent, and commencement

1.(i) This Act may be called the Registration of Foreigners (Extending Act,) 1943

(ii) It extends to the whole of Mysore.

(iii) It shall come into force at once.

Application of Act V of 1940 to certain persons.

2. The provisions of the Registration of Foreigners Act, 1940, and of the rules and orders made thereunder shall apply to and in relation to any person, who was at birth a subject of any State in Europe excluding His Majesty's dominions in Europe, or a Japanese, Chinese or Thai subject, as they apply to and in relation to foreigners as defined for the pruposes of that Act.

Repeal

3. The Registration of Foreigners (Extending) (Emergency) Act, 1942, is hereby repealed.

N. MADHAVA RAU,
Dewan.